

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

STEVEN GROSHANS,

Plaintiff,

v.

AKAL SECURITY INC. and THE  
UNITED STATES MARSHALS  
SERVICE, an Agency of the United  
States of America; JOHN F. CLARK,  
Director of the United States Marshals  
Service; THE UNITED STATES OF  
AMERICA; MICHAEL B.  
MUKASEY, Attorney General of the  
United States; and THE UNITED  
STATES; and THE UNITED STATES  
DEPARTMENT OF JUSTICE; an  
agency of the United States of America,

Defendants.

4:07CV3269

**MEMORANDUM  
AND ORDER**

A motion to dismiss filed by the federal defendants (all defendants other than Akal Security Inc.) is pending. ([Filing 32](#).) In response to the motion, Plaintiff has filed a Notice of Dismissal ([filing 37](#)), stating that the complaint is dismissed against the federal defendants. [Fed. R. Civ. P. 41\(a\)\(1\)\(A\)\(i\)](#) permits a voluntary dismissal by a plaintiff before the opposing party has served an answer or motion for summary judgment. I will deny the motion to dismiss as moot, and dismiss the action against the federal defendants.

Accordingly,

IT IS ORDERED:

1. Pursuant to the Notice of Dismissal filed by Plaintiff ([filing 37](#)) and [Fed. R. Civ. P. 41\(a\)\(1\)\(A\)\(i\)](#), this action is dismissed against The United

States Marshals Service, John F. Clark, The United States of America, Michael B. Mukasey, and The United States Department of Justice (collectively, the “Federal Defendants”);

2. The Motion to Dismiss filed by the Federal Defendants ([filing 32](#)) is denied as moot; and
3. The sole remaining defendant in this action is Akal Security Inc.

June 20, 2008.

BY THE COURT:

*s/Richard G. Kopf*  
United States District Judge